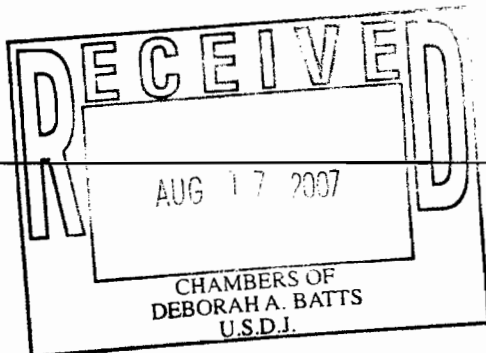


MEMO ENDORSED

## U.S. Department of Justice

United States Attorney  
Southern District of New YorkThe Silvio J. Mollo Building  
One Saint Andrew's Plaza  
New York, New York 10007

August 16, 2007

USDC SDNY
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ELECTRONICALLY FILED
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DATE FILED: <u>Aug 22, 2007</u>

**BY HAND**Honorable Deborah A. Batts  
United States District Court  
Southern District of New York  
United States Courthouse  
500 Pearl Street  
New York, New York 10007**Re: United States v. Josue Mendez et. al., 07 Cr. 533 (DAB)**

Dear Judge Batts:

A pre-trial conference was previously set in the above-referenced case for Monday, August 20, 2007 at 10:00 a.m. However, the Court has rescheduled the conference for September 4, 2007 at 10:30 a.m. Accordingly, the Government respectfully requests that time be excluded from speedy trial calculations until that date. Charles Hochbaum, Esq., counsel for defendant Oswaldo Moreno, has no objection, and the Government has not yet heard from the other defense counsel.

MS  
GRANTED  
8-17-07  
n.p.t.  
8-21-07

Respectfully submitted,

MICHAEL J. GARCIA  
United States Attorney

By: Marissa Molé  
Marissa Molé/Eugene Ingoglia  
Assistant United States Attorneys  
(212) 637-2275/1113

cc: William J. Stampur, Esq. (by facsimile)  
Seth C. Farber, Esq. (by facsimile)  
Charles S. Hochbaum, Esq. (by facsimile)  
Allan P. Haber, Esq. (by facsimile)

**SO ORDERED**  
*Deborah A. Batts*  
DEBORAH A. BATTS  
UNITED STATES DISTRICT JUDGE

MEMO ENDORSED

MEMO ENDORSED

MEMO ENDORSED

MEMO ENDORSED